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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

HUATAI USA, LLC,
Plaintiff,
vs.
JOHN A CHIANG d/b/a “FCB
INTERNATIONAL,”
Defendant.

Case No.: 4:11-cv-01855-PJH

**STIPULATION TO CONTINUE
DATE OF HEARING ON
PENDING MOTION TO DISMISS**

Dated: September 14, 2011
Time: 9:00 a.m.
Courtroom: 3
Judge: Hon. Phyllis Hamilton

Defendant's Motion to Dismiss First Amended Complaint is pending. The Court, by its Order dated August 11, 2011 continued the hearing date on the motion to September 14, 2011. Richard Duane, Defendant's lead counsel, will be out of the country on that date.

1 WHEREFORE IT IS AGREED AND STIPULATED AS FOLLOWS:

2 1) Due to Richard Duane's unavailability on the current hearing date, September 14,
3 2011, on Defendant's Motion to Dismiss First Amended Complaint, the parties agree to continue
4 the date of the hearing.

5 2) The parties have conferred and agree to continue the date of the hearing on
6 Defendant's Motion to Dismiss to October 12, 2011.

7 3) In light of the need for a continuance of the hearing date on Defendant's Motion to
8 Dismiss, the parties respectfully request the Court continue the Initial Case Management
9 Conference currently scheduled on September 29, 2011 to a date after the hearing on the pending
10 Motion to Dismiss.

12 Dated: August 25, 2011

13 _____/s/ _____
14 RICHARD DUANE
15 Attorney for Defendant
16 JOHN CHIANG d/b/a "FCB INTERNATIONAL"

16 Dated: August 25, 2011

17 _____/s/ _____
18 SIOBHAN COLE
19 Attorney for Plaintiff
20 HUATAI USA, LLC

21 **ORDER**

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23 Dated: 8/26/11

